

**REGULAR COUNCIL MEETING
CITY OF WATERTOWN**

January 5, 2004

7:00 P.M.

MAYOR JEFFREY A GRAHAM PRESIDING

PRESENT: **COUNCILMAN STEPHEN J. BRADLEY
COUNCILWOMAN ROXANNE M. BURNS
COUNCILMAN PETER L. CLOUGH
COUNCILMAN TIMOTHY R. LABOUF
MAYOR GRAHAM**

ALSO PRESENT: **CITY MANAGER MARY M. CORRIVEAU
ATTORNEY ROBERT J. SLYE**

City Manager Corriveau presented the following reports to the Council:

- 1 - Reappointment to the Community Action Planning Council Board of Directors, Christina E. Stone
- 2 - Reappointment to the Community Action Planning Council Board of Directors, S. Paul Myers
- 3 - Reappointment to the Community Action Planning Council Board of Directors, Peter L. Clough
- 4 - Reappointment to the Community Action Planning Council Board of Directors, Stanley E. Zaremba
- 5 - Approving Agreement for Public Benefit Services Between the City of Watertown and the Community Action Planning Council of Jefferson County, Inc.
- 6 - Approving Lease Agreement Between the City of Watertown and Watertown Sports Ventures
- 7 - Approving Contract for Professional Services with Empire State Advantage, Inc.
- 8 - Selecting Avalon Associates, Inc. and Camoin Associates, Inc. as Small Cities CDBG and HOME Consultants
- 9 - Approving Contract for Professional Services with Avalon Associates, Inc. and Neighbors of Watertown, Inc. for a FY-2004 Small Cities CDBG Application
- 10 - Approving Contract for Professional Services with Avalon Associates, Inc. and Neighbors of Watertown, Inc., for a FY-2004 HOME Application
- 11 - Authorizing Master Federal/Local Aid Agreement, Supplement No. 2, State Street Reconstruction, PIN 7752.73, Preliminary Engineering & Right-of-Way Incidentals
- 12 - Approving Adoption of Determination and Findings for the State Street Infrastructure Improvements Project, PIN 7752.73
- 13 - An Ordinance Authorizing the Issuance of \$100,000 Serial Bonds of the City of Watertown, Jefferson County, New York, to Pay the Cost of the Acquisition, Installation and Equipping of a Geographical Information System for the City of Watertown, Jefferson County, New York

- 14 - Tabled Resolution – Approving Extra Work Authorization No. 2 Submitted by Clough, Harbour & Associates for Pavement, Sidewalk, Vault, Storm Sewer and West Main Design for the Downtown Watertown Streetscape Enhancement Project

COMPLETE REPORTS ON FILE IN THE OFFICE OF THE CITY CLERK

Meeting opened with a moment of silence.

Pledge of Allegiance was given.

The reading of the minutes of the regular meeting of December 15, 2003 was dispensed with and accepted as written by motion of Councilwoman Burns, seconded by Councilman Clough and carried with all voting in favor thereof.

C O M M U N I C A T I O N S

Minutes were received from the library's December board meeting.

ABOVE PLACED ON FILE

Claim against the City was received from Roxanne George, Evans Mills, for personal injuries her daughter, Shylynn, sustained while skating at the Ice Arena.

ABOVE REFERRED TO THE BOARD OF AUDIT

Mayor Graham presented Rev. Roosevelt Baums with a proclamation in honor of Martin Luther King Day in the City of Watertown.

PRIVILEGE OF THE FLOOR

Donald Thompson, 710 Morrison Street and member of RASSP, addressed the chair and referred to a comment in the Watertown Daily Times made by Attorney Slye concerning the outdoor furnaces not belonging in the City. Mr. Thompson remarked that the rock salt pile doesn't belong in the City either.

R E S O L U T I O N S

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

RESOLVED by the City Council of the City of Watertown, New York that Christina E. Stone, 230 Green Street, Watertown, New York is hereby reappointed to the Community Action Planning Council Board of Directors for a 4-year term commencing January 1, 2004 and expiring December 31, 2007.

SECONDED BY COUNCILWOMAN ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

RESOLVED by the City Council of the City of Watertown, New York that S. Paul Myers, 734 Mill Street, Watertown, New York is hereby reappointed to the Community Action Planning Council Board of Directors for a 4-year term commencing January 1, 2004 and expiring December 31, 2007.

SECONDED BY COUNCILMAN TIMOTHY R. LABOUF AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

RESOLVED by the City Council of the City of Watertown, New York that Peter L. Clough, 110 Charles Street, Watertown, New York is hereby reappointed to the Community Action Planning Council Board of Directors for a 4-year term commencing January 1, 2004 and expiring December 31, 2007.

SECONDED BY COUNCILMAN STEPHEN J. BRADLEY AND CARRIED WITH ALL VOTING YEA EXCEPT COUNCILMAN CLOUGH WHO ABSTAINED

INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF

RESOLVED by the City Council of the City of Watertown, New York that Stanley E. Zaremba, 505 Franklin Street, Watertown, New York is hereby reappointed to the Community Action Planning Council Board of Directors for a 4-year term commencing January 1, 2004 and expiring December 31, 2007.

SECONDED BY COUNCILMAN PETER L. CLOUGH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS the Community Action Planning Council of Jefferson County (CAPC) was incorporated and designated in 1967 as the official anti-poverty agency for Jefferson County, and

WHEREAS since that time, CAPC has received funds from local governments as the local share required to leverage State and Federal program service dollars, and

WHEREAS the services provided by the CAPC promotes a public purpose, and

WHEREAS the services promote the education, charity, health, safety and welfare of the citizens of the City of Watertown,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Agreement for Public Benefit Services between the City of Watertown and the Community Action Planning Council of Jefferson County, Inc., a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that City Manager Mary M. Corriveau is hereby authorized and directed to execute this Agreement on behalf of the City of Watertown.

SECONDED BY COUNCILMAN STEPHEN J. BRADLEY AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

WHEREAS the City of Watertown owns a facility know as the Alex T. Duffy Fairgrounds and the Fairgrounds are a community recreational facility, and

WHEREAS the City desires to promote future recreational activities at the Fairgrounds for the valid public purpose of the benefit, recreation, entertainment, amusement, convenience and welfare of the people of the City, and

WHEREAS in pursuit of that public purpose, the City desires to contract for the use, operation, management and maintenance of the Fairgrounds baseball facilities and all baseball-related activities, and

WHEREAS Watertown Sports Ventures, Inc. owns and operates a summer collegiate baseball team as a member and franchise of the New York Collegiate Baseball League, and

WHEREAS Watertown Sports Ventures, Inc. desires to have its team play baseball games within the confines of the Fairgrounds baseball fields and is in a unique position to contract to use, operate, manage and maintain the Fairgrounds baseball facilities, and

WHEREAS the City has undertaken a substantial capital improvement project for the Fairgrounds in furtherance of the public purpose of keeping baseball in the City for the recreation, entertainment and welfare of the people of the City, including the economic benefit such a team can bring,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Lease Agreement between the City of Watertown and Watertown Sports Ventures, Inc, a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that City Manager Mary M. Corriveau is hereby authorized and directed to execute the Lease Agreement on behalf of the City of Watertown.

**SECONDED BY COUNCILMAN STEPHEN J. BRADLEY AND CARRIED
WITH ALL VOTING YEA**

Commenting on the foregoing resolution, Councilman Clough referred to Mrs. Corriveau's memo and the fact that there are revenues coming into the City from this agreement.

Mayor Graham commented that Mr. Simmons was in the audience this evening to answer any questions that Council might have concerning the agreement with the ball team.

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

WHEREAS the New York State Department of State has awarded a \$75,000 grant to implement a Quality Communities Demonstration Project, and

WHEREAS part of said Demonstration Project includes professional services from Empire State Advantage, Inc., and

WHEREAS the City must enter into a Contract for Professional Services with Empire State Advantage, Inc. to receive their services, a copy of which is attached and made part of this resolution,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown, New York that it approves the Contract for Professional Services with Empire State Advantage, Inc., and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, is hereby authorized and directed to enter into and execute the Contract on behalf of the City Council.

**SECONDED BY COUNCILMAN STEPHEN J. BRADLEY AND CARRIED
WITH ALL VOTING YEA**

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS it has been determined that the City of Watertown will need assistance from a qualified community development consultant for the preparation of application materials, and, if the applications are successful, for the administration and implementation of the grant for the Small Cities Community Development Block Grant Program and HOME Investment Partnerships Program, and

WHEREAS a Request for Proposals was issued on November 24, 2003 seeking proposals from qualified consultants and a single proposal was received from Avalon Associates, Inc., Glens Falls, New York, in conjunction with Camoin Associates, Inc., Saratoga Springs, New York, and

WHEREAS the proposal from Avalon Associates and Camoin Associates has been reviewed and it has been determined that their selection will be in the best interest of the City,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown, New York that it hereby selects Avalon Associates, Inc. and Camoin Associates, Inc. as its community development consultants for the Small Cities Community Development Block Grant Program and HOME Investment Partnerships Program for a period of up to three years (2004, 2005 and 2006), and

BE IT FURTHER RESOLVED that it will be at the City's discretion as to whether or not it enters into a contract with the selected consultants during each of the three years.

SECONDED BY COUNCILWOMAN ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

Commenting on the foregoing resolution, Mrs. Corriveau explained that Camoin Associates would be used for any economic development applications.

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS Federal grant funding is available through the New York State Governor's Office for Small Cities (GOSC) to support local community development activities that are undertaken by eligible municipalities, and

WHEREAS the City of Watertown is eligible to apply for funding in the Fiscal Year 2004 competition under the Small Cities Community Development Block Grant Program, and

WHEREAS Avalon Associates, Inc. and Camoin Associates, Inc. have been selected as the City of Watertown's community development consultants for the Small Cities Program, and

WHEREAS a Contract for Professional Services between the City of Watertown, Avalon Associates and Neighbors of Watertown, Inc. has been drafted, a copy of which is attached and made part of this resolution,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown that it hereby approves the Contract for Professional Services with Avalon

Associates, Inc., and Neighbors of Watertown, Inc., for a FY-2004 Small Cities CDBG application, and

BE IT FURTHER RESOLVED that the City Manager, Mary M. Corriveau, is hereby authorized and directed to execute the Contract.

SECONDED BY COUNCILMAN STEPHEN J. BRADLEY AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF

WHEREAS grant funding is available through the New York State Housing Trust Fund Corporation for the HOME Investment Partnerships Program to support local housing programs, and

WHEREAS Avalon Associates, Inc. and Camoin Associates, Inc., have been selected as the City of Watertown's community development consultants for the HOME Investment Partnership Program, and

WHEREAS a Contract for Professional Services between the City of Watertown, Avalon Associates, Inc., and Neighbors of Watertown, Inc. has been drafted, a copy of which is attached and made part of this resolution,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown, New York that it hereby approves the Contract for Professional Services with Avalon Associates, Inc., and Neighbors of Watertown, Inc. for a FY-2004 HOME Investment Partnership Program application, and

BE IT FURTHER RESOLVED that the City Manager, Mary M. Corriveau, is hereby authorized and directed to execute the Contract.

SECONDED BY COUNCILMAN PETER L. CLOUGH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

WHEREAS a project for the reconstruction of State Street, PIN 775273, (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the cost of such program to be borne at the ratio of 80% federal funds and 20% non-federal funds, and

WHEREAS the City of Watertown desires to advance the Project by making a commitment of 100% of the federal and non-federal share of the costs of the Preliminary Engineering & Right-of-Way Incidentals in the amount of \$1,190,000,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown authorizes the City Comptroller to pay in the first instance 100% of the federal and non-federal share of the costs of preliminary engineering and right-of-way incidentals for the project, and

BE IT FURTHER RESOLVED that the sum of \$238,000 is hereby appropriated from the City of Watertown Capital Budget and made available to cover the local cost of participation in the above phase of the Project, and

BE IT FURTHER RESOLVED that the City Comptroller is hereby authorized to pay in the first instance 100% of the federal and non-federal share of the costs of preliminary engineering and right-of-way incidentals for the project in the amount of \$1,190,000 from an appropriation of the City of Watertown Capital Budget, and

BE IT FURTHER RESOLVED that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the City Council of the City of Watertown shall convene as soon as possible to appropriate said excess amount immediately upon notification by the City Manager, and

BE IT FURTHER RESOLVED that the Mayor of the City of Watertown, Jeffrey E. Graham, is hereby authorized and directed to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid on behalf of the City of Watertown with the New York State Department of Transportation in connection with the advancement or approval of the project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding for the local share of federal aid eligible project costs and all Project costs within appropriations that are not eligible, and

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and

BE IT FURTHER RESOLVED that the City Council of the City of Watertown hereby approves the Master Federal/Local Aid Agreement, a copy of which is attached and made a part of said resolution.

SECONDED BY COUNCILMAN PETER L. CLOUGH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS, in February 2001, the City of Watertown and the New York State Department of Transportation completed the Initial Project Proposal and added this project to the New York State Department of Transportation's Capital Program as a Locally Administered Federal Aid Project. In January 2003, the scoping phase of the project was completed with the submission of the Final Expanded Project Proposal; and

WHEREAS, the City of Watertown identified approximately 2.2 km (1.4 miles) of State Street (New York State Routes 3 and 12) from the eastern end of the Public Square proceeding eastward along State Street to the westerly approach of the intersection on State Street and Eastern Boulevard, as being in need of reconstruction; and

WHEREAS, a pavement evaluation was prepared that included surveys of existing surface conditions; and

WHEREAS, the aforementioned pavement evaluation indicated that the existing pavement consists of 114 mm to 280 mm (5 inches to 11 inches) of asphalt pavement over compact fill mostly consisting of brick fill, concrete, and crushed stone with the asphalt surface being in generally fair condition with signs of transverse, longitudinal, and edge cracking and with wheelpath rutting and patching; and

WHEREAS, the City of Watertown also identified that the existing drainage system is generally closed with surface structures located along the curb lines, which are interconnected with drainage pipes and that the existing drainage system is interconnected with the sanitary sewer collection system; and

WHEREAS, the City of Watertown identified as a non-standard feature, the existing State Street vertical alignment containing a crest vertical curve that provides a non-standard sight distance of 51 m (167 feet) between the intersections of Moore Avenue and Girard Avenue, which analysis revealed that the existing sight distance does not meet the recommended design minimum of 80 m (262 feet); and

WHEREAS, the City of Watertown caused vehicular traffic accident histories and analysis to be performed in the project area, which studies revealed that all of the intersections analyzed exceed the state average accident rates for similar type intersections except for the Mechanic Street, Central Street/Arlington Street, and Eastern Boulevard locations and that the High Street/William Street and Rutland Street intersections had the highest number of accidents and also exceed the state highway accident rates by the highest percentage and which studies revealed that at ten road segments, five exceed the state-wide accident rates for similar type roadways with the highest road segment accident rate between Mill and Armstrong and which studies revealed that a corridor wide accident rate of 10.28 accidents per million vehicle miles (ACC/MVM) which also exceeds the statewide average of 3.69 accidents per million vehicle miles (ACC/MVM); and

WHEREAS, the City of Watertown caused a traffic control devices survey to be performed in the project area, which survey concluded that the existing pavement markings and traffic signs are in generally good condition and appear to comply with the New York State Manual of Uniform Traffic Control Devices (MUTCD); and

WHEREAS, the City of Watertown caused a pedestrian and bicycle facilities survey to be performed in the project area, which survey determined that existing pedestrian facilities consist of concrete sidewalks along both sides of State Street throughout the project limits and that the existing sidewalks are in fair to poor condition and in several locations do not comply with the Americans with Disabilities Act Accessibility Guidelines (ADAAG) requirements and which survey revealed that there are no dedicated bicycle facilities within the project area; and

WHEREAS, in September 2003, the City of Watertown and its consultant completed a Draft Design Report to accomplish the improvements of the aforementioned sections of State Street (New York State Routes 3 and 12) from Public Square to Eastern Boulevard in the City of Watertown, Jefferson County, New York, which draft design report included the development and consideration of various alternatives; and

WHEREAS, the design of the proposed project was presented to the public at an open informational meeting on October 10, 2002, the purpose of which was to introduce interested parties to the project, as well as to gather comments and concerns from local residents and property owners. In December 2002, a meeting was held with the Near East Side Neighborhood Improvement District (NESNID) to obtain comments and concerns and to come to a consensus in regard to the proposed corridor cross section within the District boundaries (Public Square to Central Street); and

WHEREAS, based on the analysis of comments received and a public review of the project, and comments received at or following the project's two meetings, the City of Watertown deemed the "Reconstruction Alternative" to be the feasible alternative for Design Approval; and

WHEREAS, the "Reconstruction Alternative" would include the full-depth reconstruction of 2.2 km (1.4 miles) of State Street from Public Square to Eastern Boulevard with a new, full-depth asphalt pavement section. Full depth reconstruction will involve excavation, removal, and disposal of the existing composite pavement section. The existing waterlines will be replaced and the existing combined storm and sanitary sewer system will be replaced with two separate systems.

The proposed highway section will generally consist of two 3.6 m (12 feet) travel lanes with 0.6 m (2 feet) curb offsets and a 3.6 m (12 feet) two-way center turn lane from Public Square to Central/Arlington Streets and from Indiana Avenue to Wyoming Avenue and from Girard Avenue to Eastern Boulevard. The proposed highway section will generally consist of two 3.6 m (12 feet) travel lanes with 1.6 m (5.3 feet) curb offsets from Central/Arlington Streets to Indiana Avenue. The proposed highway section will generally consist of two 3.6 m (12 feet) travel lanes with 1.2 m (4 feet) curb offsets from Wyoming Avenue to Girard Avenue.

The two-way center turn lane will be incorporated in the commercial areas along the corridor with designated left turn lanes at the approaches to all signalized intersections. On-street parallel parking will continue to be provided on the north side of

State Street between Armstrong Place and Polk Street. This alternative proposes to eliminate on-street parking along all other sections of State Street. This alternative will also investigate potential locations to create off street parking, to be maintained by the City, to mitigate on-street parking spaces eliminated by this alternative. Two locations currently being pursued are 1. a vacant lot located at the northwest corner of the State Street/High Street intersection, and 2. two adjacent vacant lots located on Union Street just south of its intersection with State Street.

A 1.525 m (5 feet) sidewalk will be reconstructed on both sides of the roadway throughout the project limits. Where feasible, the outside edge of the sidewalk will be located on the existing city street boundary with the resulting varying distance between the sidewalk and curb (utility strip) used for snow storage, utilities, streetlights, trees, and other streetscaping amenities.

The proposed horizontal alignment of State Street will closely follow the existing roadway while the vertical alignment will typically be lowered 100 mm to 150 mm (4 inches to 6 inches) as necessary to re-establish proper curb reveal at the new curb faces. Additionally, the existing vertical alignment between Moore Avenue and Girard Avenue will be modified to provide increased sight distance over the non-standard crest vertical curve that exists at this location. The existing driveways will be maintained and/or modified to match the reconstructed roadway. Locations where commercial driveways can be combined and/or narrowed will be investigated to help improve access control within the corridor. At each intersection, traffic signals and/or traffic signs will be replaced and the approaches will be reconstructed with improved lane configurations to provide recommended queue lengths. Additionally, crosswalks and handicap accessible sidewalk ramps will be constructed to meet current Americans with Disabilities Act Accessibility Guidelines (ADAAG) codes and regulations; and

WHEREAS, the City of Watertown and the New York State Department of Transportation, acting as co-lead agencies, according to the State Environmental Quality Review Act (SEQRA), will complete all appropriate SEQRA processing in accordance with applicable laws, rules and regulations, and has otherwise considered the general effect of the proposed project on the environment; and

WHEREAS, the City of Watertown has considered the general effect of the proposed project on the residents of the locality in which the proposed project is to be undertaken; and

WHEREAS, representatives of the City of Watertown have met with residents who may be affected by the proposed public project and have made every effort to minimize the impact that the proposed public project will have on adjacent properties; and

WHEREAS, the proposed " Reconstruction Alternative" would require the City of Watertown to acquire approximately six (6), more or less, fee and thirteen (13), more or less, temporary easements and/or grading release interests in land located on or near both

sides of State Street from approximately nineteen (19), more or less, property owners within the project area; and

WHEREAS, in accordance with Article 2 of the Eminent Domain Procedure Law the oral presentation and comment phase of a public hearing was held on October 15, 2003 at 7:00 p.m. at the Dulles State Office Building, Watertown, New York, for the purpose of informing the public and to review the public use to be served and public benefit to be obtained by the aforementioned proposed public project, and to consider all other matters appropriate to that project; and

WHEREAS, during the course of the aforementioned oral presentation phase of the public hearing, all matters required by the Eminent Domain Procedure Law and appropriate to such public hearing were identified and explained to persons then in attendance, and such persons in attendance were given an opportunity to, and did, speak and comment on the proposed public project and to examine documents presented; and

WHEREAS, at the conclusion of the oral presentation phase of the aforementioned public hearing, the hearing was adjourned and continued to the close of business on November 7, 2003 for the purpose of receiving written comments on the proposed public project; and

WHEREAS, during the continuation of the hearing, the City of Watertown received 18 written comments on the proposed public project; and

WHEREAS, at the close of business on November 7, 2003, the aforementioned public hearing concluded, and the record thereof was closed; and

WHEREAS, the minutes of such public hearing were transcribed and made available, together with the exhibits and other documents, if any, which were identified or made available during the oral presentation phase thereof, for inspection and examination by the public at the offices of the City of Watertown Engineering Department and the offices of the Jefferson County Clerk.

NOW, THEREFORE, BE IT RESOLVED, that the following constitutes the Determination and Findings of this Body with respect to the proposed Reconstruction of State Street (New York State Routes 3 and 12), Public Square to Eastern Boulevard, City of Watertown, Jefferson County, New York:

1. The public use, benefit or purpose to be served by the proposed public project is the reconstruction of a portion of State Street to include the full-depth pavement reconstruction to address pavement deficiencies, improve non-standard geometric conditions and to improve traffic operations along with vehicular and pedestrian safety within the project limits. The project will also replace waterlines and separate the combined sanitary and storm sewer systems with new systems. The 2.2 km (1.4 miles) long roadway would be reconstructed with two 3.6 m (12 feet) travel lanes with 0.6 m (2 feet) curb offsets and a 3.6 m (12 feet) two-way center turn lane from Public Square to

Central/Arlington Streets and from Indiana Avenue to Wyoming Avenue and from Girard Avenue to Eastern Boulevard. The proposed highway section will generally consist of two 3.6 m (12 feet) travel lanes with 1.6 m (5.3 feet) curb offsets from Central/Arlington Streets to Indiana Avenue. The proposed highway section will generally consist of two 3.6 m (12 feet) travel lanes with 1.2 m (4 feet) curb offsets from Wyoming Avenue to Girard Avenue.

2. The benefits to be obtained and purposes to be served by the proposed public project are as follows:

a. Geometrics. The “Reconstruction Alternative” complies with all geometric requirements except: at the vertical curve located between Moore and Girard Avenues and the proposed two-way left turn lane width between Armstrong Place and Polk Street. Additionally, the curb offsets along State Street between Central/Arlington Street and Indiana Avenue are proposed to be 1.6 m (5.3 feet), which is a non-standard width. Vertical curve alignment improvements are proposed between Moore and Girard Avenues, however, while this improvement will not meet the recommended minimum sight distance of 80 m (262 feet), it will increase the sight distance from an existing value of 51 m (167 feet) to a new value of 72 m (236 feet). The proposed width for the two-way left turn lane between Armstrong Place and Polk Street is 3.0 m (10 feet) less than the recommended minimum value of 3.3 m (11 feet). The proposed curb offsets along State Street, between Central/Arlington Street and Indiana Avenue are proposed to be 1.6 m (5.3 feet), which is a non-standard width. Also, the proposed curb offsets between Wyoming Avenue and Girard Avenue are proposed to be 1.2 m (4 feet), which is a non-standard width.

b. Safety Considerations. The proposed project will improve vehicular safety by providing left-turn lanes (either shared or dedicated) along approximately 70% of the project corridor. In addition, the existing non-standard vertical curve and resulting non-standard sight distance between Moore Avenue and Girard Avenue will be improved.

c. Pavement. The proposed project provides for a full depth pavement section of 40 mm (1.5 inches) asphalt top course, 50 mm (2 inches) asphalt binder course, 100 mm (4 inches) asphalt base course, 100 mm (4 inches) asphalt drainage layer, and a 300 mm (12 inches) gravel subbase course.

d. Drainage. The proposed project will typically utilize combination curb inlet/grated surface collection structures with a closed drainage system. The proposed drainage system will be constructed independent of the existing sanitary system. The drainage system will discharge from the roadway corridor to several existing closed systems which eventually outlet to the Black River. Storm Drainage collected between Public Square and High Street will be collected within the existing 690 mm (27 inches) trunkline and will maintain the existing outlet to the closed drainage system at Public Square. Storm Drainage collected from High Street to the high point between Wyoming Avenue and Girard Avenue will discharge to the north to existing closed storm drainage

systems on Rutland, Hamilton, Michigan, and Wyoming. Storm Drainage collected from the high point between Wyoming Avenue and Girard Avenue to Eastern Boulevard will discharge to the existing parallel closed storm drainage systems that continue to the east off of the project area.

e. Visual. Landscaping will be incorporated to promote a pleasing visual appearance and will compliment or enhance the surrounding existing features. Coordination with Tree Watertown will take place during final design.

f. Pedestrians. The existing sidewalks will be reconstructed throughout the corridor. The sidewalks will typically provide a minimum width of 1.525 m (5 feet) but increased width will be provided in some commercial areas. Delineated crosswalks will be provided at all signalized intersections and at appropriate unsignalized intersections. All proposed sidewalks and ramps will be designed in accordance with current Americans with Disabilities Act Accessibility Guidelines (ADAAG) requirements.

g. Bicycling. Bicycling will be accommodated with vehicular traffic in shared use travel lanes throughout the project area. All surface collection inlet structures will use recticuline (“bicycle safe”) grates.

h. Lighting. The existing ornamental street lighting fixtures along State Street will be reused or refurbished, as necessary. In addition, new lighting will be included at new municipal off-street parking lots, as warranted.

i. Buses. Locations for designated bus stops with bus shelters will be investigated and coordinated with local planning officials.

3. The location of the proposed public project is State Street (New York State Routes 3 and 12) in the City of Watertown, Jefferson County, New York. The proposed project begins at the eastern end of the Public Square and proceeds eastward along State Street for approximately 2.2 km (1.4 miles) to the western approach of the intersection of State Street and Eastern Boulevard.

4. The following different alternatives were considered for the reconstruction of State Street:

a. Alternative 1 – No Build Alternative

b. Alternative 2 – Rehabilitation Alternative

c. Alternative 3 – Reconstruction Alternative

5. The reasons for selecting the Alternative 3 – Reconstruction Alternative include:

- a. The Alternative 1 – No Build Alternative does not address any of the project objectives.
 - b. The Alternative 2 – Rehabilitation Alternative does not meet the project objective of the correction of pavement deficiencies and does not address most of the other project objectives.
 - c. The Alternative 3 – Reconstruction Alternative meets the project objectives. Alternative 3 – Reconstruction Alternative would involve the reconstruction of State Street with a new, full-depth Hot Mix Asphalt (HMA) pavement. Full-depth pavement reconstruction would involve the excavation, removal, and disposal of the existing composite pavement section to a depth of approximately 600 mm (24 inches) below the existing pavement surface. In order to reestablish the proper curb reveal, while maintaining existing driveway and sidewalk grades and minimizing impacts to adjacent property owners, the pavement section would need to be constructed approximately 100 to 150 mm (4 inches to 6 inches) below the existing roadway profile grade line. The curbs and drainage system would be reconstructed to improve drainage collection. This alternative would also include reconstruction of the sidewalks and inclusion of pedestrian amenities, as well as the separation of the existing combined sanitary/storm sewer system along State Street.
6. The proposed project is currently undergoing a proper State Environmental Quality Review Act (SEQRA) environmental review, during which environmental concerns will be addressed.
 7. It is hereby concluded that the proposed public project will have, among other, the following effects upon the residents of the locality:
 - a. The proposed public project will have a beneficial impact on the area.
 - b. The proposed public project will reconstruct a portion of State Street to include the full-depth pavement and eliminate or improve non-standard geometric conditions within the project limits.
 - c. The proposed drainage system will be constructed independent of the existing sanitary system.
 - d. The proposed public project will not have any long-term impacts on any local residents or businesses.
 - e. The proposed public project will require acquisitions, but will not affect land uses, change travel patterns or have any permanent effect on local planning.
 - f. The proposed project will not have a substantial negative impact on the aesthetics of the area. Rather, various elements of the project will enhance the appearance of the area.

**SECONDED BY COUNCILMAN TIMOTHY R. LA BOUF AND CARRIED
WITH ALL VOTING YEA**

**Motion was made by Councilman Clough to take from the table the resolution
“Approving Extra Work Authorization No.2 Submitted by Clough, Harbour &
Associates for Pavement, Sidewalk, Vault, Storm Sewer and West Main Design for
the Downtown Watertown Streetscape Enhancement Project”** (Introduced on
November 17 2003, tabled; appears in its entirety on page 260 of the 2003 Minutes
Book).

**Motion was seconded by Councilman Bradley and carried with all voting in favor
thereof except Councilwoman Burns who abstained**

Commenting on the foregoing resolution, Councilwoman Burns indicated that she would be abstaining from voting on this due to the fact that she is a property owner with vaulted sidewalks.

In answering questions concerning funding Mrs. Corriveau explained that the City was awarded \$400,000 through Senator Wright’s office to help pay for some of the extra work and has committed \$200,000 it was awarded in CHIPS money toward the work. She also commented that the City is pursuing additional funding to help defray the \$1.8 million remaining costs, through the offices of Assemblyman Aubertine and Congressman McHugh. She also advised that the City is not committed to the extra work by hiring Clough, Harbour & Associates.

Councilman Clough remarked that he didn’t think the former Council made a total commitment to this project.

Mayor Graham commented that it is difficult to explain why the City spent \$89,000 for this if they decide not to move ahead with it in the future.

Councilman Clough remarked that he didn’t vote in favor of the capital budget because the City is so close to the cap limit and questioned if the City could afford to do this project even though it needs to be done.

Mrs. Corriveau explained that projects could be shifted in the upcoming year’s budget to allow for doing this work.

Councilman Bradley commented that he thinks we need to work to get this through since Senator Wright has already given the City money. He suggested phone calls to Assemblyman Aubertine.

Councilman Clough commented that the CHIPS money being proposed for this project would take money away from the other streets that need repairs.

Mayor Graham remarked that the question of equity comes up with other property owners having to pay for their sidewalks and asked about the possibility of a special assessment district to help defray these costs by having the property owners assume some of the financial burden.

Attorney Slye commented that Council could impose a special assessment if they so desired.

Councilman LaBouf remarked that he is also concerned with the debt load that the City has and would like to see the City pursue other funding options.

Answering questions posed by Council, Mr. Pilon outlined the infrastructure history of Public Square

AT THE CALL OF THE CHAIR VOTE WAS TAKEN ON THE FOREGOING RESOLUTION AND CARRIED WITH ALL VOTING IN FAVOR THEREOF EXCEPT COUNCILWOMAN BURNS WHO ABSTAINED

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

RESOLVED to clarify that the option agreement between the City of Watertown and the Watertown Local Development Corporation, dated July 17, 2003 and granting an option to land in the City Center Industrial Park, including Tax Parcel 9-26-101 was intended to include that parcel then owned by Niagara Mohawk Power Corporation, known specifically as Tax Parcel 9-26-101.1, if title was later obtained to that parcel by the City.

SECONDED BY COUNCILWOMAN ROXANNE M. BURNS AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

(Rules were waived by motion of Councilman Clough, seconded by Councilman Bradley and carried with all voting in favor thereof)

Prior to the vote on the foregoing resolution, Mayor Graham referred to the 7-year option and questioned if a former Council could bind another for this. He also questioned at what point WLDC would take title to property in the park.

Attorney Slye explained that they could bind future Council if acting in a proprietary capacity, which this is. He also explained that due to the expense which would be incurred in keeping the property up, WLDC decided to take title after they had interest from a legitimate developer.

ORDINANCES

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed, and

WHEREAS, it is now desired to authorize the financing of such capital project;

NOW THEREFORE BE IT ORDAINED, by the Council of the City of Watertown, Jefferson County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the acquisition, installation and equipping of a geographical information system for the City of Watertown, Jefferson County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$100,000 serial bonds of said City pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$100,000 and that the plan for the financing thereof is by the issuance of the \$100,000 serial bonds of said City authorized to be issued pursuant to this bond ordinance; provided, however, that the amount of serial bonds ultimately to be issued will be reduced by the amount of any State and/or Federal aid received by said City for such specific object or purpose.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said City of Watertown, Jefferson County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Watertown, Jefferson County, New York, by the manual or facsimile signature of the City Comptroller and a facsimile of its corporate seal shall be imprinted thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Comptroller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the City, provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the City Comptroller shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Comptroller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Comptroller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Comptroller shall determine.

Section 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This ordinance, which takes effect immediately, shall be published in full in the Watertown Daily Times, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

SECONDED BY COUNCILWOMAN ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

(Unanimous consent moved by motion of Councilman Clough, seconded by Councilman Bradley and carried with all voting in favor thereof.)

Prior to the vote on the foregoing ordinance, Councilwoman Burns explained that she would support this as she did so in the capital budget because it is important for the City to move ahead with GIS. However, she commented that the City should be more diligent in working with the County on these types of projects.

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COUNCIL DISCUSSED THE FOLLOWING TOPICS:

Downtown Development Board

Councilwoman Burns advised that there was a vacancy on this board for the at-large position formerly held by Councilman Bradley. She asked if it was still Council's desire to have recommendations forwarded to the Council. Council members agreed.

EDZ Board

Councilman Clough advised that the EDZ Board needs to meet with the Council and the Watertown Town Board to get input for setting up a policy statement. He explained that the State would like to have this done by March 1. He also commented that Camoin Associates would act as a facilitator. Various times were discussed. Councilman Clough suggested a 4 pm time slot as most of the EDZ board members work. Councilwoman Burns commented that since there will be City staff at the meeting, the meeting time should be earlier as it is not fair to them to have to work for several hours on this after working all day as well.

Mrs. Corriveau will coordinate a time for the meeting.

Work Sessions

Council concurred with Mrs. Corriveau's recommendation that work sessions be held on the second Monday of the month only. If more work sessions are needed, they could be scheduled.

Sidewalk Program

Mayor Graham brought up the discussion on this issue. He stated that there are equity issues and lots of discord over the standards being used in this program. He questioned how many notices would go out this spring.

Mr. Pilon explained that 624 notices were originally sent out in the target area. 348 properties are left to be done. They will receive a second notice. However, no additional ones will be going out this year.

Mayor Graham questioned the equipment costs.

Mr. Hayes explained that last year the Council wanted to know the costs to outfit the crews to do this work. The purchasing of any major equipment was delayed because staff wanted to see how the program worked out.

Mayor Graham wondered if a blanket program such as this accomplishes what we want to have happen. He stated that the program is haphazard.

Councilman Clough remarked that he didn't vote for the program. He stated that he has a problem with some sidewalks being paid for with federal funds and some having to be paid for by the property owner.

Mrs. Corriveau explained that it is a requirement if the City receives federal funding, sidewalks have to be included.

Mayor Graham remarked that we could say it is federal money, however, it doesn't wash with the citizenry. He stated that the City might be better off with a moratorium on this until the program has been thought through again. He stated he would like to see this reconsidered.

Councilman LaBouf stated that he agrees with Mayor Graham. He suggested a compromise or change in the policy.

Councilwoman Burns asked for specifics, remarking that the policy now in place is a compromise reached by the former Council. She explained that while she wasn't a proponent of this program, she supported it because the City needed to be a "walkable community". She explained how the previous sidewalk issues were handled and remarked that at least under this program, the goal was to make it fair and not to have sidewalks replaced only if a neighbor wants to play gotcha and turns someone in. She also commented that she doesn't want to go back to the old way that the sidewalks were handled.

Councilwoman Burns also stated that the City crews did an excellent job on the walks.

Councilman Bradley asked about the amount of money spent in staff time to get this program going. He remarked that all the bases weren't covered when it first started and none of the positives came out about it. However, it needs to keep running and just needs to be tweaked.

Councilman LaBouf commented that people are continuing to move out of the City and questioned if this program is going to make someone think positively about living in the City. He stated that Council needs to look at priorities and focus on what is going to improve the image and morale in Watertown.

Discussing the actual linear feet completed, Mr. Pilon explained that this is the measurement for the actual replaced blocks, not the entire sidewalk area that didn't need replacing.

Councilwoman Burns also remarked that several of the property owners had private contractors do the work and thus, those blocks are not included in the figures. She explained that Council had discussed the curbing machine. She stated that curbing does make a neighborhood more attractive and also prevents water from going up onto the sidewalk from the road and damaging the blocks.

Councilman Clough asked questions concerning the program and the number of employees hired to implement it as well as if the \$200,000 CHIPS money held over was as a result of this project and not having people available to do other projects.

Mr. Hayes responded that the money held over is a result of not having enough people to do the other projects because of the sidewalk project. He explained the make-up of the crews and the additional laborers that were hired to fill in for the employees pulled from their regular duties to work on the sidewalk program. He remarked that the City crews went above and beyond during this first year and therefore the costs were higher. He believes that the first year went very well.

Councilman LaBouf asked if this program were to continue if it would move into other portions of the City.

Mrs. Corriveau responded that the City became very educated in the fact that we have to communicate with the property owners. In the years to come, the City will utilize the expertise garnered in the past year.

Mayor Graham remarked that he still would like to see the program stopped. He stated he has no problem with Public Works doing the job or running the payments for it over 10 years. However, once a person is put on notice, the City has no choice but to follow through with enforcement. He stated he is not convinced that the public understands and therefore it will continue to create a lot of festering.

Councilman LaBouf commented that if we do have the continual negative responses, we need to create a measuring tool to change the perception.

Mrs. Corriveau suggested that the sidewalk issue should be put on the first work session agenda.

Councilman Clough remarked that he would hope Council isn't going to rehash the whole thing.

Salt Pile Legislation

Councilman Clough asked about the status of this.

Attorney Slye explained that he was still waiting for the attorneys from both sides to get back to him after he had sent them out the draft of the legislation. He will contact them again to get their comments. Attorney Slye also mentioned that the comments he made in the Times were concerning outside furnaces which are different than using real property for a use which is governed by the zoning laws. He also stated that when Council passed the local law concerning these furnaces, it did not affect the salt pile issue.

Airport

Councilwoman Burns advised that she would like to make it clear that the City is moving in the right direction on the regional effort. She commented that she and Councilman Clough are working very actively on this in the committee and Mrs. Corriveau is working actively on this with County officials.

TSA

Mrs. Corriveau advised that the contract for TSA would be ready for the work session next Monday. Therefore, she asked that this meeting be adjourned to that date.

ADJOURNMENT

AT THE CALL OF THE CHAIR MEETING WAS DULY ADJOURNED AT 8:35 P.M. UNTIL MONDAY, JANUARY 12, 2004 AT 7:00 P.M. BY MOTION OF COUNCILMAN CLOUGH, SECONDED BY COUNCILMAN BRADLEY AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

Donna M. Dutton
City Clerk